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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): Zucherman, et al.

Appl. No.: 10/694,103

Confirm. No.: 3095

Filed: October 27, 2003

Title: INTERSPINOUS PROCESS IMPLANT
WITH RADIOLUENT SPACER AND
LEAD-IN TISSUE EXPANDER

PATENT APPLICATION

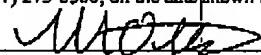
Art Unit: 3731

Examiner: David Owen Reip

Atty. Docket No.: KLYC-01077US1

Customer No. 23910

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8
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Mathew Otto
Signature Date: 5/15/06

REPLY TO RESTRICTION/ELECTION

Commissioner for Patents
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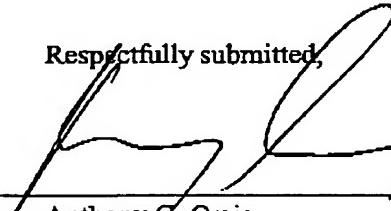
Dear Sir:

This Reply is in response to the Office Action mailed April 17, 2006, in the subject application.

Applicant elects without traverse to prosecute the invention of Group I, including claims 1-67, drawn to an apparatus. Applicant further elects species "C, Figs. 3A-C" which reads on at least claims 1-67.

No fee is believed due in connection with this paper. However, the Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this response, including any fee for extension of time, which may be required.

Date: 5/15/06

Respectfully submitted,
By: 
Anthony G. Craig
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